

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

NATHANIEL ROBINSON and DAVID EVANS, on behalf of themselves and all others similarly situated,

Plaintiffs,

-against-

NEW YORK CITY TRANSIT AUTHORITY; FERNANDO FERRER, in his official capacity as Chairman of the New York City Transit Authority; and ANDY BYFORD, in his official capacity as President of the New York City Transit Authority,

Defendants.

Civ. No. 19-cv-01404

**NOTICE OF MOTION FOR
CLASS CERTIFICATION**

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PLEASE TAKE NOTICE that upon the annexed declarations of Raúl Carrillo, Esq., Plaintiffs NATHANIEL ROBINSON and DAVID EVANS, upon the annexed Memorandum of Law in Support of Plaintiffs' Motion for Class Certification, and upon all the papers filed and all proceedings had herein, Plaintiffs will move this Court, at a time and date to be determined by the Honorable Analisa Torres, United States District Judge for the Southern District of New York, in a location also to be determined by the Court, for an Order:

1. Granting plaintiffs' motion pursuant to Fed. R. Civ. P. 23(a) and (b)(2) and certifying the following plaintiff class:

All persons against whom TAB has entered or will enter a default judgment and for whom TAB has not provided or will not provide access to the notice of violation, notice of default judgment, or any other documents necessary for the class member to challenge the judgment and its enforcement.

2. Appointing the National Center for Law and Economic Justice, Inc., the New Economy Project, Drinker Biddle & Reath, LLP, and the Law Offices of Gerald S. Hartman as counsel for the certified class.

PLEASE TAKE FURTHER NOTICE THAT unless otherwise ordered by the Court, responding papers, if any, shall be served within ten days of service of this motion, and reply papers, if any, shall be served within seven days of service of the response.

Dated: February 21, 2019
New York, New York

Respectfully Submitted,

DRINKER BIDDLE & REATH LLP

By: /s/ Clay J. Pierce

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** Seeking Admission Pro Hac Vice*